



UNITED STATES PATENT AND TRADEMARK OFFICE

L. Kent
1/5/04
#4/Election

Re: Application of: Robert H. MAHONEY, et al.
Serial No.: 10/090,658
Filed: March 5, 2002
For: ELECTRONIC TOLL COLLECTION
TAG HOLDER FOR A MOTORCYCLE

RESPONSE TO ELECTION REQUIREMENT

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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December 10, 2003

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TECHNOLOGY CENTER R3700

Sir:

In the Office Action, the Examiner issued a Restriction Requirement, and stated that restriction to one of the following inventions is required:

Group I : Figs. 1-13 and 15a-19 corresponding to claims 1-14 and 17-26.

Group II : Fig. 14 (a) corresponding to claim 16.

Group III : Fig. 14(b) corresponding to claim 15.

Applicants hereby elect Group I. Figs. 1-13 and 15a-19 corresponding to claims 1-14, and 17-26 with traverse.

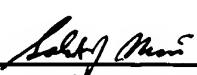
The difference between each Group is the position of mounting holes on the tag holder. In Group I, the mounting holes are on the bottom, in Group II, they are on the side, and in Group III, they are on the top. Merely moving the mounting holes does not make each embodiment patentably distinct. Different mounting hole positions are provided to accommodate different mounting positions, they do not add or change the functionality of the tag holder, which is to securely hold a tag on a motorcycle.

Accordingly, it is respectfully submitted that all outstanding issues with respect to the present application have now been overcome and the present application is now in condition for

allowance.

An early and favorable action on the merits is earnestly solicited.

Respectfully submitted,

By: 
Salvatore J. Maiorino
Reg. No. 42,830

827 Hylan Blvd.
Staten Island, NY 10305
(917)703-0700